

Section 306A Project Checklist

State Coastal Management Programs (CMPs) shall complete a Section 306A Project Checklist for each Coastal Zone Management Act (CZMA) section 306A project and submit it to the Coastal Programs Division (CPD), Office of Ocean and Coastal Resource Management (OCRM), National Oceanic and Atmospheric Administration (NOAA) for approval. A complete and signed checklist by the CMP Program Manager and CPD Chief, title document and other information that may be required by this checklist are required for project approval. These are the only documents required for CPD approval, unless otherwise notified by CPD. See CPD, *Coastal Zone Management Act Section 306A Guidance*, February 1999, for further information.

1. Grant Number: _____ State: _____

2. Project Title: _____

3. Project Proponent: _____
(Must be a Public Entity)

4. Total Cost: _____ Federal: _____ State/Local Match: _____

I ATTEST TO THE FOLLOWING: (1) THE STATEMENTS MADE AND OTHER INFORMATION PROVIDED IN THIS CHECKLIST ARE, TO THE BEST OF MY KNOWLEDGE, TRUE AND ACCURATE; (2) THE PROJECT DESCRIBED IN THIS CHECKLIST IS CONSISTENT WITH CZMA SECTION 306A AND CPD'S SECTION 306A GUIDANCE; (3) THE STATE HAS ON FILE THE DOCUMENTS IDENTIFIED IN THIS CHECKLIST; AND (4) I UNDERSTAND THE CONSEQUENCES, AS DESCRIBED IN CPD'S SECTION 306A GUIDANCE, IF THE PROJECT DESCRIBED IN THIS CHECKLIST DOES NOT COMPLY WITH CZMA SECTION 306A AND CPD'S SECTION 306A GUIDANCE.

Signature of State Coastal Management Program Manager _____ Date _____

Name of Signatory (please print or type): _____

Title: _____

Address: _____

Phone Number: (____) _____ - _____

The signature below by the Chief, Coastal Programs Division, OCRM/NOAA, is NOAA's approval that the applicable special award condition is satisfied and releases the federal CZMA section 306A funds for the project described in this Checklist.

John King _____ Date _____
Chief, CPD

5. Project Eligibility:

a. 306A Objectives (✓ all that apply):

- 306A(b)(1)(A) (preservation or restoration of areas designated in the state CMP)
- 306A(b)(1)(B) (preservation or restoration of coastal resource of national significance or restoring or enhancing shellfish production/clutch)
- 306A(b)(2) (redevelopment of deteriorating or underused urban waterfronts designated as APCs in the state's CMP)
- 306A(b)(3) (providing public access to coastal areas)
- 306A(b)(4) (development of process for aquaculture)

b. 306A Uses (✓ all that apply):

- 306A(c)(2)(A) (fee simple or other interest in land)
- 306A(c)(2)(B) (low-cost construction projects)
- 306A(c)(2)(C)(i) (revitalize urban waterfronts-piers)
- 306A(c)(2)(C)(ii) (revitalize urban waterfronts-shoreline stabilization)
- 306A(c)(2)(C)(iii) (revitalize urban waterfronts-pilings)
- 306A(c)(2)(D) (designs and other 306A reports, including aquaculture process)
- 306A(c)(2)(E) (educational, and other management costs, including aquaculture process)

6. Project Description: (briefly describe the project and project location)

7. Public Benefit:

a. This project is on public land or on publicly controlled easement and is for public benefit. The project does not improve private property and is not for private or commercial gain. _____ Yes _____ No

If the answer to 7.a. is No, the project is not eligible for section 306A funding.

b. The facility will be open to the general public. _____ Yes _____ No
_____ N/A

c. If the answer to 7.b. is No, the project is not eligible for section 306A funding, unless access to the facility will be limited for one or more of the following reasons (if 7.c. applies, please briefly explain in 6. Project description).

_____ N/A _____ Public Safety _____ Resource Protection

_____ School Outings _____ Scientific Research _____ Other

d. The state or other applicant needs a deed, lease or easement to conduct the activity. _____ Yes _____ No

e. If the answer to 7.d. is Yes, what is the life of the document (provide duration, i.e., years, or specify if in perpetuity). _____

f. The document in 7.d. contains a reversionary clause. _____ Yes _____ No
If Yes, attach the reversionary clause to this checklist.

g. The state CMP or sub-awardee will contract with a non-profit organization to complete part or all of this project. _____ Yes _____ No
If Yes, the name of the non-profit is: _____

8. Title Opinion, Certificate, and Appraisal:

a. A title opinion, certificate, or affidavit showing that the property for the proposed project is publicly owned or leased in perpetuity or for the expected life of the project (at least 20 years) is attached. _____ Yes
_____ No _____ N/A

b. If purchasing an interest in land, the state has obtained an independent appraisal pursuant to CPD's Section 306A Guidance. _____ Yes _____ No
_____ N/A

9. Site Location Map: The state CMP has on file a site location map.
_____ Yes _____ No _____ N/A

10. Site Plan: The state CMP has on file a site plan. _____ Yes _____ No _____ N/A

11. State Historic Preservation Officer's (SHPO's) Clearance and National Historic Preservation Act: The state CMP has on file the SHPO's clearance. _____ Yes
_____ No If No, the state CMP Program Manager certifies, by signing this checklist, that the state is seeking SHPO clearance and that work will not begin and land will not be purchased until SHPO clearance is received by the state CMP.

The project will affect properties listed in the National Register of Historic Places or is otherwise protected by section 106 of the National Historic

Preservation Act or a similar State Preservation Act.

_____ Yes _____ No

12. National Flood Insurance Program:

a. The project is located in a designated floodway or "V" zone on a National Flood Insurance Program Floodway Map. _____ Yes _____ No (If No, go to 13)

b. A coastal community proposing a section 306A project which includes the acquisition for construction or actual construction in special flood hazard areas shown on an FIA map is participating in the Flood Insurance Program.
_____ Yes _____ No

If the answer is No, the project is not eligible for section 306A funding.

13. Coastal Barriers Resource Act: The project is located on an undeveloped coastal barrier designated by the Coastal Barriers Resources Act.

_____ Yes _____ No

If the answer to 13. is Yes, attach to this checklist a brief analysis as to how the proposed project is consistent with the three CBRA purposes: to minimize (1) the loss of human life, (2) wasteful federal expenditures, and (3) damage to fish, wildlife and other natural resources.

14. Endangered Species Act: The proposed project may adversely affect threatened or endangered species or critical habitat under the jurisdiction of the National Marine Fisheries Service (NMFS) or U.S. Fish and Wildlife Service (USFWS) as defined by the Endangered Species Act. _____ Yes _____ No

If the answer to 14. is Yes, attach a description of the adverse effects (minor and significant effects), the species or habitat affected, and any coordination between the state and the USFWS or NMFS. CPD will not approve a project that USFWS or NMFS has determined will significantly affect threatened or endangered species or critical habitat.

15. National Environmental Policy Act:

a. The proposed project may significantly affect the human environment.
_____ Yes _____ No

b. The proposed project involves unresolved conflicts concerning alternative uses of available resources. _____ Yes _____ No

c. This action would have significant adverse effects on public health and safety. _____ Yes _____ No

d. This action will have highly controversial environmental effects.
_____ Yes _____ No

e. This action will have highly uncertain environmental effects or involve unique or unknown environmental impacts. _____ Yes _____ No

f. The project will have significant adverse impacts on other natural resources not covered elsewhere in this checklist, e.g., beaches and dunes, wetlands, estuarine areas, wildlife habitat, wild or scenic rivers, reefs, or other coastal resources. _____ Yes _____ No

g. The project will have insignificant effects when performed separately, but will have significant cumulative effects. _____ Yes _____ No

If the answer to any one subpart of 15. is Yes, then an Environmental Assessment (EA) may be required. If Yes, attach a description of the resource(s) affected and the nature and scope of the effects. If Yes, a state shall provide additional information stating why the applicant believes an EA or an EIS is not required. CPD may require additional environmental information in cases where project impacts are not clearly described or where probable impacts require an EA or EIS.

16. Coastal Nonpoint Pollution Control Program: The project will use best management practices in conformance with the Coastal Nonpoint Pollution Control Program. _____ Yes _____ No _____ N/A

17. Handicapped accessibility: The proposed project is handicapped accessible. _____ Yes _____ No _____ N/A

If the answer to 17. is No, attach to this checklist an explanation as to how the project meets the handicapped accessibility requirements in CPD's Section 306A Guidance. If the project does not meet the handicapped accessibility requirements the project will not be approved.

18. User fees: The public will be charged a user fee for the proposed project. _____ Yes _____ No _____ N/A

If the answer to 18. is Yes, please attach a description of the user fee which includes: how much, differential fees (if any), the need for the fees, and proposed use of the revenue.

19. Environmental Justice. The project will not have disproportionately high and adverse human health or environmental effects on minority or low income populations. _____ Yes _____ No

20. State, Local and Tribal Laws. The project is consistent with state, local and tribal laws to protect the environment. _____ Yes _____ No

If the answer to either 19. or 20. is No the project will not be approved.

21. Required permits: Please list local, state, tribal or federal permits required for this project and the status of the permits. If the permits have not been obtained, then the state CMP Program Manager certifies, by signing this checklist, that the state CMP (or other public entity) is seeking the required local, state and federal permits and that work will not begin and land will not be purchased until the permits have been issued and received by the state CMP.

OMB Control # 0648-0119, expires 01/31/2008. OCRM requires this information in order to adequately assess the eligibility of proposed CZMA section 306A projects. Public reporting burden for this collection of information is estimated to average 5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to John King, Chief, Coastal Programs Division, OCRM, 1305 East-West Hwy., 11th Floor, Silver Spring, Maryland 20910. This reporting is required under and is authorized under 16 U.S.C. § 1455a. Information submitted will be treated as public records. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection displays a currently valid OMB Control Number.
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